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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

JOHN GILBERT, )  
                    )  
Plaintiff,       )  
                    )  
vs.               )  
                    )  
APC NATCHIQ, INC. )  
                    )  
Defendant.       )  
\_\_\_\_\_)             Case No. 3:03-CV-00174 RRB

**UNOPPOSED MOTION TO ACCEPT LATE FILING**

COMES NOW Plaintiff, by and through counsel, THE LAW OFFICE OF KENNETH L. COVELL, and hereby requests that the Court accept the late filing of his Reply to Defendant's Response in Opposition to Plaintiff's Motion for an Order Regarding the Law of the Case on Breach of Contract Action, filed at docket no. 47.

The deadline for filing Plaintiff's reply was September 21, 2006. Plaintiff's counsel spoke to Defendant's counsel, who does not oppose the two additional days for filing.

Respectfully submitted this 25<sup>th</sup> day of September 2006 at Fairbanks, Alaska.

LAW OFFICES OF KENNETH L. COVELL  
Attorney for John Gilbert

s/Kenneth L. Covell

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**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing has been  
Electronically sent to the following attorney(s):

**Patricia Zobel**  
**DeLisio Moran Geraghty & Zobel**  
**943 W. 6<sup>th</sup> Ave.**  
**Anchorage, AK 99501**

Dated: 9/25/06

By: /s/ Emily S. Ervin  
Emily S. Ervin for Kenneth L. Covell